

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA,

-against-

STEPHON FULLER,

Defendant.
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ORDER TO SHOW CAUSE

05-CR-769(SLT)

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SANDRA L. TOWNES, U.S. District Judge:

The government is ordered to show cause, in writing, on or before **February 22, 2008** why the court should not, *sua sponte*, pursuant to 18 U.S.C. § 3582(c)(2), as well as *Kimbrough v. United States*, ____ U. S. ____, 128 S.Ct. 558 (2007) and *Gall v. United States*, ____ U. S. ____, 128 S.Ct. 586 (2007), file an amended judgment reducing the defendant's term of imprisonment in accord with the U.S. Sentencing Commission's November 1, 2007 amendment to Sentencing Guideline § 2D1.1, and promulgated amendments to Sentencing Guidelines Policy Statement § 1B1.10, which will make the amendment to Guideline § 2D1.1 retroactive effective March 3, 2007.

Joel Stein, Esq. is hereby appointed [pursuant to the Criminal Justice Act] to represent the defendant in this matter. Any response to the government's submission shall be filed on or before **February 27, 2008**. Any reply by the government shall be filed on or before **February 29, 2008**.

SO ORDERED.

DATED: Brooklyn, New York
February 15, 2008

_____/s/_____
SANDRA L. TOWNES
United States District Judge